

PATENT Attorney Docket No. 85045-0002

## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Michael Dwinnell	) 4	Art Unit: 2152
Application No.: 09/931,168	)	Examiner:
Filed: August 17, 2001	) U	UNKNOWN/ASSIGNED
For: BROADCASTING INFORMATION AND PROVIDING DATA ACCESS OVER THE INTERNET TO INVESTORS AND MANAGERS	) ) ) )	RECEIVED FEB 2 1 2002
ON DEMAND	)	Technology Center 2100

Commissioner for Patents Washington, D.C. 20231

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449, which the Examiner may deem relevant to the patentability of the above-identified application. One copy of each of the listed documents is submitted herewith. Also enclosed is a copy of the International Search Report submitted by the U.S. Patent and Trademark Office.

This information disclosure statement is being filed within one of the following time periods: within three months of the filing date of this application other than a continued prosecution application, or within three months of the date of entry into the national stage of this international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114. Therefore, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission the listed documents are material or constitute "prior art." If the Examiner applies the documents as "prior art" against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**HOGAN & HARTSON LLP** 

Dated: February 19, 2002

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PTO-Form 1449 TRADEMARK

U.S. Department of Commerce Patent and Trademark Offic

ATTY. DOCKET NO. 85045-0002

SERIAL NO. 09/931,168

LIST OF MATERIALS CITED BY APPLICANT (Use several sheets if necessary)

APPLICANT
Michael Dwinnell

FILING DATE August 17, 2001 GROUP 2152

U.S. PATENT	DOCU	MICHIO
EXAMINER		DOCUI

EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE		
	AA	5	8	0	5	0	8	2	9/8/1998	Hassett	340	928			
	AB	5	8	7	5	3	0	5	2/23/1999	Winter et al.	395	200.61	200		
	AC	6	2	0	8	9	3	8	3/27/2001	Doerfel	702	3	(2) Q		
	AD	6	2	4	9	2	4	1	6/19/2001	Jordan et al.	342	41	2		
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DOCUME							COUNTRY	CLASS	SUBCLASS	TRANSLATION		
NUMBER						DATE					YES	NO
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NON-PATENT DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

**EXAMINER** 

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformation with MPEP 609; Draw lin through citation if not in conformance and not considered. Includ copy of this form with next communication to applicant.